

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 09/826,998
Confirmation No. 3580

I hereby certify that this correspondence is being transmitted to the United States Patent & Trademark Office via electronic submission or facsimile on the date indicated below:

04/14/2006	/Pamela Gerik/
Date	Pamela Gerik

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF MAILED MARCH 14, 2006

Dear Sir/Madam:

This paper is submitted in response to the Notice of Non-Compliant Appeal Brief Mailed March 14, 2006. The brief was cited as non-compliant for failing to contain the proper explanation of the subject matter as defined in each of the independent claims involved in the appeal. In accordance with MPEP 1205.03, included herewith (beginning on page 2 of this paper) is a corrected summary of the claimed subject matter as required by 37 CFR 41.37(c)(1)(v).

V. SUMMARY OF CLAIMED SUBJECT MATTER

Appellants' claimed subject matter includes a method for generating computer executable code. (Specification – page 4, lines 20-21; FIG. 2). The method includes creating a data set by modifying a comments portion of a program, the modification of which includes activating a user-selectable link embedded within the comments portion creating a data set by selecting a link within a comments portion of a program. (Specification – page 4, lines 21-22; page 6, lines 14-16, FIG. 2, reference number 23). In addition, the method includes inserting the data set into an applications program to form the computer executable code. (Specification – page 4, lines 22-23; FIG. 2, reference number 28).

The Appellants' claimed subject matter also includes a computer-usable carrier medium including a computer program. (Specification – page 5, line 2; FIG. 1, reference number 14). The computer program includes a first text preceded by a comments designator and succeeded by at least one link word that is adapted for modification by an on-screen pointer. (Specification – page 5, lines 3-4; page 10, lines 9-20; Fig. 3, reference number 42). The computer program further includes a second text displayed on a display device along with the first text for presenting a data set that changes dependent on modification to the link word by the on-screen pointer or by modification of the data set. (Specification – page 5, lines 7-9; page 11, lines 11-14; Fig. 3, reference number 50).

Other subject matter claimed by the Appellants includes an apparatus for generating programmable signals. (Specification – page 5, lines 16-17; FIG. 4). The apparatus includes a compiler for generating a data set containing at least one field of bits in response to user-activation of a link within a comments portion of a program. (Specification – page 5, lines 18-20; page 6, lines 14-16; Fig. 4, reference number 62). In addition, the apparatus includes hardware for generating programmable signals in response to the field of bits. (Specification – page 5, lines 16-18; page 12, lines 10-12 and 16-22; Fig. 4, reference number 60).

CONCLUSION

The present response is believed to be a complete response to the issues raised in the Notice of Non-Compliant Appeal Brief Mailed March 14, 2006. If the Examiner has any questions, comments or suggestions, the undersigned earnestly requests a telephone conference.

Commissioner is authorized to charge any fees which may be required or credit any overpayment to Daffer McDaniel, LLP Deposit Account No. 50-3268.

Respectfully submitted,
/Mollie E. Lettang/
Mollie E. Lettang
Reg. No. 48,405
Agent for Applicant(s)

Customer No. 35617
Date: April 14, 2006